

The Honorable Barbara J. Rothstein

UNITED STATES DISTRICT COURT FOR THE
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

MARTIN LUTHER KING, JR. COUNTY, *et al.*,

Plaintiffs,

v.

SCOTT TURNER, *et al.*,

Defendants.

Case No. 2:25-cv-00814-BJR

**DEFENDANTS' UNOPPOSED MOTION
FOR LEAVE TO SUPPLEMENT THE
RECORD**

Preliminary Injunction Hearing:
May 21, 2025, at 2:00 p.m.

Defendants respectfully request leave to supplement the record with the attached declaration by Kevin Osborn, Grant Systems Division Chief for the Federal Transit Administration's (FTA) Office of Program Management. The declaration responds to an argument Plaintiffs made for the first time in their reply brief: that "FTA has unilaterally, retroactively, and without notice applied the new Master Agreement to previously executed grants." Dkt. 58 at 2. Mr. Osborn explains this is incorrect and details FTA's electronic grants system. Defendants submit the declaration will aid in the Court's consideration of the parties' arguments.

Counsel for Defendants contacted Plaintiffs' counsel regarding their position on this motion; Plaintiffs do not oppose this motion.

1 Dated May 21, 2025.

2 Respectfully submitted,

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4 Acting United States Attorney

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